THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION NO.869 OF 2007

DATED 06th MARCH, 2007

BETWEEN:

M.Nagaraju

… Petitioner

AND

The Government of A.P., rep. By its Secretary, Panchayat Raj and Rural Development, Secretariat, Hyderabad and others.

… Respondents

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.869 OF 2007

ORDER:

The petitioner is Sarpanch of Tellapalugu Tanda, Yenmanbetla Village, Kollapur Mandal in Mahabubnagar District. He is aggrieved by the entrustment of work of Protected Water Supply (PWS) Scheme at Tellapalugu Tanda by the second respondent to third respondent under Bharat Nirman, 2006-2007. According to the petitioner, as per the Government Orders, such works are to be entrusted to the Gram Panchayat for being executed through an appropriate committee. It is also the grievance of the petitioner that the third respondent was allotted work on nomination basis without calling for tenders and was advised to complete the work within three months. Therefore, the petitioner seeks a writ of Mandamus declaring the entrustment of work to third respondent as illegal and arbitrary and also consequential direction to set aside the Agreement, dated 19.10.2006 between respondents 2 and 3 in respect of the said work.

The matter was initially listed on 11.01.2007 (in Vacation Court). On that day, the matter was adjourned. Today, when the matter is called, none appears for the petitioner and the learned counsel for the petitioner is absent. Be that as it is, a copy of the Divisional Agreement No.HD/2006-2007, dated 19.10.2006 is annexed to the writ petition. As per serial No.8 thereof, the work of Protected Water Supply Scheme has to be completed within three months i.e., by 18.01.2007. In all probability, the work is already completed, and therefore, the question raised in the writ petition is purely academic and need not be decided in this writ petition.

The writ petition is accordingly dismissed. No costs.

(V.V.S.RAO,J)

06.03.2007.
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